



## 2011 ASSEMBLY BILL 148

1     **AN ACT** *to affect* 2007 Wisconsin Act 20, section 9201 (1c) (a), 2011 Wisconsin Act  
2             10, section 9208 (1), 2011 Wisconsin Act 10, section 9219, 2011 Wisconsin Act  
3             10, section 9221 (1), 2011 Wisconsin Act 10, section 9221 (2), 2011 Wisconsin Act  
4             10, section 9227 (2), 2011 Wisconsin Act 10, section 9230, 2011 Wisconsin Act  
5             10, section 9245 and 2011 Wisconsin Act 10, section 9255; **relating to:** changes  
6             affecting state finances in the 2010–11 fiscal year and making an  
7             appropriation.

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*Analysis by the Legislative Reference Bureau*

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

8             **SECTION 1.** 2007 Wisconsin Act 20, section 9201 (1c) (a), as affected by 2011  
9             Wisconsin Act 13, is amended to read:  
10             [2007 Wisconsin Act 20] Section 9201 (1c) (a) Notwithstanding sections 20.001  
11             (3) (a) to (c) and 25.40 (3) of the statutes, but subject to paragraph (d), the secretary

**ASSEMBLY BILL 148****SECTION 1**

1 of administration shall lapse to the general fund or transfer to the general fund from  
2 the unencumbered balances of state operations appropriations to executive branch  
3 state agencies, other than sum sufficient appropriations and appropriations of  
4 federal revenues, an amount equal to \$200,000,000 during the 2007–09 fiscal  
5 biennium and ~~\$121,000,000~~ \$67,000,000 during the 2009–11 fiscal biennium. This  
6 paragraph shall not apply to appropriations to the Board of Regents of the University  
7 of Wisconsin System and to the technical college system board.

8 **SECTION 1p.** 2011 Wisconsin Act 10, section 9208 (1) is repealed.

9 **SECTION 2.** 2011 Wisconsin Act 10, section 9219 is repealed.

10 **SECTION 2p.** 2011 Wisconsin Act 10, section 9221 (1) is repealed.

11 **SECTION 3.** 2011 Wisconsin Act 10, section 9221 (2) is repealed.

12 **SECTION 4.** 2011 Wisconsin Act 10, section 9227 (2) is repealed.

13 **SECTION 5.** 2011 Wisconsin Act 10, section 9230 is repealed.

14 **SECTION 6.** 2011 Wisconsin Act 10, section 9245 is repealed.

15 **SECTION 7.** 2011 Wisconsin Act 10, section 9255 is repealed.

16 **SECTION 9208. Fiscal changes; Children and Families.**

17 (1) INCOME AUGMENTATION LAPSE.

18 (a) Notwithstanding section 20.001 (3) (c) of the statutes, there is lapsed to the  
19 general fund from the appropriation account to the department of children and  
20 families under section 20.437 (1) (kx) of the statutes, as affected by the acts of 2011,  
21 \$2,011,200 in the second fiscal year of the fiscal biennium in which this subsection  
22 takes effect.

23 (b) Notwithstanding 2007 Wisconsin Act 20, section 9201 (1c) (a), the secretary  
24 of administration shall apply the lapse under paragraph (a) to the lapse requirement  
25 for the 2009–11 fiscal biennium under 2007 Wisconsin Act 20, section 9201 (1c) (a).

**ASSEMBLY BILL 148****SECTION 9221****1 SECTION 9221. Fiscal changes; Health Services.**

2 (1) MEDICAL ASSISTANCE GENERAL PURPOSE REVENUE. In the schedule under  
3 section 20.005 (3) of the statutes for the appropriation to the department of health  
4 services under section 20.435 (4) (b) of the statutes, as affected by the acts of 2011,  
5 the dollar amount is increased by \$147,000,000 for the 2010–11 fiscal year for the  
6 purposes for which the appropriation is made and to pay capitation payments to care  
7 management organizations and other entities that provide services to medical  
8 assistance recipients under a managed care system for services provided to  
9 individuals enrolled in care management organizations and managed care systems.

10 (2) MEDICAL ASSISTANCE GENERAL PURPOSE REVENUE DECREASE. In the schedule  
11 under section 20.005 (3) of the statutes for the appropriation to the department of  
12 health services under section 20.435 (4) (b) of the statutes, as affected by the acts of  
13 2011, the dollar amount is decreased by \$170,000,000 for the 2011–12 fiscal year for  
14 the purposes for which the appropriation is made and for capitation payments to care  
15 management organizations and other entities that provide services to medical  
16 assistance recipients under a managed care system for services provided to  
17 individuals enrolled in care management organizations and managed care systems.

18 (3) COMMUNITY AIDS APPROPRIATION. In the schedule under section 20.005 (3) of  
19 the statutes for the appropriation to the department of health services under section  
20 20.435 (7) (b) of the statutes, as affected by the acts of 2011, the dollar amount is  
21 decreased by \$3,100,000 for the second fiscal year of the fiscal biennium in which this  
22 subsection takes effect for the purposes for which the appropriation is made.

23 (4) INCOME AUGMENTATION LAPSE.

24 (a) Notwithstanding section 20.001 (3) (c) of the statutes, there is lapsed to the  
25 general fund from the appropriation account to the department of health services

**ASSEMBLY BILL 148****SECTION 9221**

1 under section 20.435 (8) (mb) of the statutes, as affected by the acts of 2011,  
2 \$4,500,000 in the second fiscal year of the fiscal biennium in which this subsection  
3 takes effect.

4 (b) Notwithstanding 2007 Wisconsin Act 20, section 9201 (1c) (a), the secretary  
5 of administration shall apply the lapse under paragraph (a) to the lapse requirement  
6 for the 2009–11 fiscal biennium under 2007 Wisconsin Act 20, section 9201 (1c) (a).

7 **SECTION 9225. Fiscal changes; Insurance.**

8 (1) TRANSFER TO INJURED PATIENTS AND FAMILIES COMPENSATION FUND. There is  
9 transferred from the general fund to the injured patients and families compensation  
10 fund \$235,000,000 by June 30, 2012. Moneys transferred under this subsection shall  
11 be used for the purpose of paying the amount ordered by the court in Wisconsin  
12 Medical Society, Inc. v. Morgan, 2010 WI 94. If the amount ordered by the court is  
13 less than \$235,000,000, the secretary of administration shall transfer the amount  
14 ordered by the court.

15 **SECTION 9227. Fiscal changes; Joint Committee on Finance.**

16 (1) GENERAL PURPOSE REVENUE FUNDS GENERAL PROGRAM SUPPLEMENTATION. In the  
17 schedule under section 20.005 (3) of the statutes for the appropriation to the joint  
18 committee on finance under section 20.865 (4) (a) of the statutes, as affected by the  
19 acts of 2011, the dollar amount is decreased by \$4,590,400 for the second fiscal year  
20 of the fiscal biennium in which this subsection takes effect to reduce expenditures  
21 for the purpose for which the appropriation is made.

22 **SECTION 9253. Fiscal changes; Veterans Affairs.**

23 (1q) MILITARY FUNERAL HONORS APPROPRIATION. In the schedule under section  
24 20.005 (3) of the statutes for the appropriation to the department of veterans affairs  
25 under section 20.485 (2) (dm) of the statutes, as affected by the acts of 2009 and 2011,

**ASSEMBLY BILL 148**

1 the dollar amount is increased by \$68,900 for the second fiscal year of the fiscal  
2 biennium in which this subsection takes effect for the purpose of providing  
3 reimbursement to local units of veterans organizations for the costs of providing  
4 military funeral honors.

5 **SECTION 9421. Effective dates; Health Services.**

6 (1) MEDICAL ASSISTANCE GENERAL PURPOSE REVENUE DECREASE. Section 9221 (2)  
7 of this act takes effect on the day after publication, or on the 2nd day after publication  
8 of the 2011–13 biennial budget act, whichever is later.

9 **SECTION 9453. Effective dates; Veterans Affairs.**

10 (1q) MILITARY FUNERAL HONORS APPROPRIATION. SECTION 9253 (1q) of this act  
11 takes effect on the day after publication or retroactively to June 30, 2011, whichever  
12 is earlier.

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(END)